

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Inventor: Isamu YOSHII Art Unit 2611
Appln. No.: 10/568,450 Exr. L. Yu
Filed: February 15, 2006 Conf. No. 1203
For: MULTICARRIER COMMUNICATION APPARATUS, MULTICARRIER COMMUNICATION SYSTEM, AND TRANSMISSION POWER CONTROL METHOD

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner of Patents
Alexandria, VA 22313

Dear Sir:

Pursuant to Rules 56 and 99, Applicants hereby call the attention of the Patent Office to the documents listed on the attached Form PTO 1449. Attached is a Japanese Office Action dated August 11, 2009, which issued in a corresponding Japanese Patent Application.

The cited art is listed in the attached PTO-1449 for an indication of consideration by the examiner. Copies of any references listed on the PTO-1449, besides U.S. patent documents, are submitted herewith.

Japanese Patent Documents JP 11-266224 and JP 2003-169036, cited in the Japanese Office Action, are not listed on the PTO-1449 since they were previously filed in an Information Disclosure Statement dated February 15, 2006.

Applicants present this art so that the Patent Office may, in the first instance, determine any relevancy thereof to the presently claimed invention, see Beckman Instruments, Inc. v. Chemtronics, Inc., 439 F.2d 1369, 1380, 165 USPQ 355, 364 (5th Cir. 1970). Also see Patent Office Rules 104

and 106. Applicants respectfully request that this art be expressly considered during the prosecution of this application and made of record herein and appear among the "References Cited" on any patent to issue herefrom.

If any fee is due it may be charged to Deposit Account No. 04-1061.

Respectfully submitted,

/James Edward Ledbetter/

Date: November 11, 2009

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JEL/vrw

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